

Message Text

UNCLASSIFIED

PAGE 01 VIENNA 08102 01 OF 02 081508Z
ACTION L-03

INFO OCT-01 ARA-15 EUR-12 EA-12 NEA-10 IO-14 ISO-00
ACDA-12 SOE-02 NRC-07 OES-09 CIAE-00 INR-10
NSAE-00 NSC-05 EB-08 DODE-00 SS-15 SP-02 CEQ-01
PM-05 SAS-02 SIG-03 MMO-01 AF-10 FMC-02 DOTE-00
EPA-04 FAA-00 COME-00 /165 W
-----015801 081634Z /11

R 081454Z SEP 78
FM AMEMBASSY VIENNA
TO SECSTATE WASHDC 7887
INFO AMEMBASSY BERLIN
AMEMBASSY BONN
AMEMBASSY BRASILIA
AMEMBASSY BRUSSELS
AMEMBASSY BUCHAREST
AMEMBASSY BUDAPEST
AMEMBASSY BUENOS AIRES
AMEMBASSY CANBERRA
AMEMBASSY THE HAGUE
AMEMBASSY HELSINKI
AMEMBASSY ISLAMABAD
AMEMBASSY LIMA
AMEMBASSY LONDON
AMEMBASSY MADRID
AMEMBASSY MEXICO
AMEMBASSY MOSCOW
AMEMBASSY NEW DELHI
AMEMBASSY OTTAWA
AMEMBASSY PANAMA
AMEMBASSY PARIS
AMEMBASSY QUITO
AMEMBASSY STOCKHOLM
AMEMBASSY TOKYO
AMEMBASSY TUNIS
USMISSION USUN NEW YORK
USDOEHQ WASHDC
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 VIENNA 08102 01 OF 02 081508Z

USDOEHQ GERMANTOWN

UNCLAS SECTION 01 OF 02 VIENNA 08102

USIAEA

USEEC ALSO FOR EMBASSY

DEPT PASS IO/SCT
DOE FOR AMMONS, IA
E.O. 11652: N/A
TAGS: MNUC, PARM, ENRG
SUBJECT: CONVENTION ON PHYSICAL PROTECTION OF NUCLEAR
MATERIAL

REF: STATE 203582 (NOTAL)

SUMMARY: AT SEPTEMBER 4-7, 1978, VIENNA MEETING OF 40 STATES, THERE WAS GENERAL AGREEMENT TO LIMIT KEY OBLIGATIONS IN CONVENTION TO PHYSICAL PROTECTION OF NUCLEAR MATERIAL DURING INTERNATIONAL TRANSPORT AND TO EXCLUDE DOMESTIC PHYSICAL PROTECTION REQUIREMENTS. FURTHER, THERE WAS GENERAL AGREEMENT THAT CONVENTION WOULD NOT INCLUDE OBLIGATIONS CONCERNING MILITARY PURPOSE NUCLEAR MATERIAL. HOWEVER, REFERENCES WILL BE MADE IN PREAMBLE BOTH TO PHYSICAL PROTECTION OF NUCLEAR MATERIAL DOMESTICALLY AND FOR MILITARY PURPOSES. MEETING AGREED ON MEMORANDUM TO SEND TO FEBRUARY 5-16, 1979, SESSION (TEXT BELOW) WHICH HOPEFULLY WILL CONCLUDE WORK ON CONVENTION. REMINDER OF INVITATION TO FEBRUARY MEETING AND DRAFT WORK PROGRAM TO BE CIRCULATED IN OCTOBER. THERE WILL ALSO BE ADVANCE CIRCULATION OF DOCUMENT SETTING FORTH PROCEDURAL OPTIONS FOR ADOPTION OF CONVENTION.
UNCLASSIFIED

UNCLASSIFIED

PAGE 03 VIENNA 08102 01 OF 02 081508Z

COMMENT: RESULT ACHIEVED WAS FULLY IN ACCORD WITH U.S. POSITION, AS SET FORTH REFTEL. END SUMMARY.

BEGIN TEXT OF MEMORANDUM AGREED TO BY SEPT 4-7 MEETING:

QTE CPNM/INFORMAL CONSULTATIONS
- 7 SEPTEMBER 1978

- MEMORANDUM TO THE MEETING OF FEBRUARY 5 - 16, 1979

1. THE INFORMAL MEETING FOR CONSULTATIONS OF GOVERNMENTAL REPRESENTATIVES TO CONSIDER THE SCOPE OF A CONVENTION ON THE PHYSICAL PROTECTION OF NUCLEAR MATERIAL, CONVENED ACCORDING TO THE DECISION OF THE SECOND REGULAR SESSION APRIL 1978, WAS HELD FROM 4 TO 7 SEPTEMBER 1978 AT THE IAEA HEADQUARTERS IN VIENNA UNDER THE CHAIRMANSHIP OF MR. RAUL ESTRADA OYUELA OF ARGENTINA. THE FOLLOWING 40 STATES PARTICIPATED IN THIS MEETING:
ARGENTINA, AUSTRALIA, AUSTRIA, BELGIUM, BRAZIL, BULGARIA, CANADA, CHILE, COLOMBIA, CZECHOSLOVAKIA, DEMOCRATIC PEOPLE'S REPUBLIC OF KOREA, DENMARK, EGYPT, FINLAND,

FRANCE, GERMAN DEMOCRATIC REPUBLIC, GERMANY, FEDERAL
REPUBLIC OF, GUATEMALA, HUNGARY, INDIA, IRAN, ISRAEL,
ITALY, JAPAN, KOREA, REPUBLIC OF, MEXICO, NETHERLANDS,
NORWAY, PAKISTAN, PANAMA, PERU, PHILIPPINES, ROMANIA,
SOUTH AFRICA, SWEDEN, SWITZERLAND, UNION OF SOVIET
SOCIALIST REPUBLICS, UNITED KINGDOM, UNITED STATES OF
AMERICA, YUGOSLAVIA. AN OBSERVER FROM EURATOM ALSO
ATTENDED THE MEETING.

2. THE SCOPE OF THE CONVENTION SHOULD BE FORMULATED IN
SUCH A WAY AS TO BE ACCEPTABLE TO AS MANY STATES AS
POSSIBLE. THE PARAGRAPHS BELOW EXPRESS THE MOST WIDELY

UNCLASSIFIED

NNN

UNCLASSIFIED

PAGE 01 VIENNA 08102 02 OF 02 081534Z
ACTION L-03

INFO OCT-01 ARA-15 EUR-12 EA-12 NEA-10 IO-14 ISO-00
AF-10 ACDA-12 CIAE-00 INR-10 NSAE-00 NSC-05 EB-08
NRC-07 OES-09 SOE-02 DODE-00 SS-15 SP-02 CEQ-01
PM-05 SAS-02 SIG-03 MMO-01 FMC-02 DOTE-00 EPA-04
FAA-00 COME-00 /165 W
-----016416 081633Z /11

R 081523Z SEP 78
FM AMEMBASSY VIENNA
TO SECSTATE WASHDC 7888
INFO AMEMBASSY BERLIN
AMEMBASSY BONN
AMEMBASSY BRASILIA
AMEMBASSY BRUSSELS
AMEMBASSY BUCHAREST
AMEMBASSY BUDAPEST
AMEMBASSY BUENOS AIRES
AMEMBASSY CANBERRA
AMEMBASSY THE HAGUE
AMEMBASSY HELSINKI
AMEMBASSY ISLAMABAD
AMEMBASSY LIMA
AMEMBASSY LONDON
AMEMBASSY MADRID
AMEMBASSY MEXICO
AMEMBASSY MOSCOW
AMEMBASSY NEW DELHI
AMEMBASSY OTTAWA
AMEMBASSY PANAMA
AMEMBASSY PARIS

AMEMBASSY QUITO
AMEMBASSY STOCKHOLM
AMEMBASSY TOKYO
AMEMBASSY TUNIS
USMISSION USUN NEW YORK
USDOEHQ WASHDC
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 VIENNA 08102 02 OF 02 081534Z

USDOEHQ GERMANTOWN

UNCLAS SECTION 2 OF 2 VIENNA 08102

USIAEA

USEEC ALSO FOR EMBASSY

DEPT PASS IO/SCT
DOE FOR AMMONS, IA

ACCEPTABLE VIEWS AND THESE SHOULD FORM THE BASIS FOR DRAFTING THE CONVENTION AT THE FEBRUARY SESSION. ALTERNATIVE VIEWS ON THE SCOPE WERE EXPRESSED BY SOME DELEGATIONS AND THESE ARE INDICATED IN THE ANNEX. MANY DELEGATIONS STATED THAT THEY COULD ACCEPT THE FOLLOWING PARAGRAPHS ONLY IF THEY WERE ACCEPTED AS A WHOLE.

3. THE MOST URGENT MATTER IS THAT OF PHYSICAL PROTECTION OF NUCLEAR MATERIAL IN INTERNATIONAL TRANSPORT AND, FOR THIS REASON, THE CONVENTION AT THIS STAGE SHOULD CONCERN THE INTERNATIONAL TRANSPORT OF NUCLEAR MATERIAL. NEVERTHELESS, THE IMPORTANCE OF THE PHYSICAL PROTECTION OF NUCLEAR MATERIAL IN DOMESTIC USE, STORAGE AND TRANSPORT SHOULD BE REFERRED TO IN THE PREAMBLE. MOREOVER, THE PROVISIONS ON MUTUAL COOPERATION AND ASSISTANCE IN THE PROTECTION AND RECOVERY OF NUCLEAR MATERIAL, THE PENAL PROVISIONS AND THE PROVISIONS ON EXTRADITION AND JURISDICTION (ARTICLES 5 TO 12 AS SET OUT IN CPNM/46/CORR. 1 AND CPNM/47/CORR.1) SHOULD ALSO APPLY TO NUCLEAR MATERIAL IN DOMESTIC USE, STORAGE AND TRANSPORT.

IN VIEW OF THE FOREGOING, WITHIN 5 YEARS AFTER THE CON-
UNCLASSIFIED

UNCLASSIFIED

PAGE 03 VIENNA 08102 02 OF 02 081534Z

VENTION ENTERS INTO FORCE, A REVIEW CONFERENCE SHOULD BE HELD FOR THE PURPOSE OF EVALUATING THE IMPLEMENTATION OF THE CONVENTION AND CONSIDERING THE EXTENSION OF ITS SCOPE.

4. THE CONVENTION SHOULD CONCERN THE PHYSICAL PROTECTION OF NUCLEAR MATERIAL FOR CIVILIAN PURPOSES. NEVERTHELESS, AN APPROPRIATE PREAMBULAR REFERENCE SHOULD BE MADE TO THE RECOGNITION OF THE IMPORTANCE OF ADEQUATE PHYSICAL PROTECTION OF NUCLEAR MATERIAL USED FOR MILITARY PURPOSES.

5. NATURAL URANIUM AS INCLUDED IN THE DEFINITION, FOR PURPOSES OF THE CONVENTION, OF NUCLEAR MATERIAL IN THE DRAFT ARTICLE 1 (CPNM/46/CORR.1, 20 APRIL 1978) SHOULD BE ACCORDED THE LEVEL OF PROTECTION DURING INTERNATIONAL TRANSPORT AS OUTLINED IN ANNEX II, 2.(C) OF THE ABOVE DOCUMENT.

ANNEX

WITH REGARD TO PARAGRAPH 4 THE ARGENTINE DELEGATION HAS PROPOSED THAT ARTICLES 5 TO 12 AS SET OUT IN CPNM/46/CORR.1 AND CPNM/47/CORR.1 SHALL BE APPLICABLE TO NUCLEAR MATERIAL USED FOR MILITARY PURPOSES WHICH LEAVES MILITARY CONTROL OF THE STATES PARTIES TO THE CONVENTION.

THE DELEGATIONS OF BELGIUM AND FRANCE MADE A RESERVATION TO THE LAST SENTENCE OF THE FIRST SECTION OF PARAGRAPH 3.

WITH REGARD TO PARAGRAPH 5 THE DELEGATION OF JAPAN RETAINED ITS POSITION INDICATED IN THE DOCUMENT CPNM/46/CORR.1.

THE DELEGATION OF THE USSR HAS MADE A RESERVATION WITH REGARD TO THE SECOND SENTENCE OF PARAGRAPH 4. UNQUOTE

END TEXT. KIRK

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MEETINGS, NUCLEAR SAFETY
Control Number: n/a
Copy: SINGLE
Draft Date: 08 sep 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978VIENNA08102
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780366-0793
Format: TEL
From: VIENNA USIAEA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780985/aaaacs vv.tel
Line Count: 255
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 1c1d1054-c288-dd11-92da-001cc4696bcc
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 78 STATE 203582
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 07 jun 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1496298
Secure: OPEN
Status: NATIVE
Subject: CONVENTION ON PHYSICAL PROTECTION OF NUCLEAR MATERIAL
TAGS: MNUC, PARM, ENRG
To: STATE
Type: TE
vdkgvwkey: odbcc://SAS/SAS.dbo.SAS_Docs/1c1d1054-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014